

FORM HAZMAT EQUIPMENT GRANT AGREEMENT FORM
(MODEL AGREEMENT)

- Whereas The Indiana General Assembly, in Indiana Code 6-6-10-5, Has established the Local Emergency Planning and Right-to-know Fund (the "Fund"), for the purpose of providing each county in the State of Indiana, including _____ county, with funds to help implement Title III of the Superfund Amendments and Reauthorization Act of 1986, 42 U.S.C. 11001 et. seq, ("SARA")
- Whereas The monies contained in the fund shall be distributed in the manner specified in Indiana Code 6-6-10-7(a). Those funds distributed to _____ county have been deposited in a separate fund established by _____ county, as specified by Indiana Code 6-6-10-7(b).
- Whereas The monies contained in _____ county's separate fund may only be appropriated for specific purposes, among which is equipping a hazardous materials response team ("HAZMAT Team").
- Whereas The _____ county Local Emergency Planning Committee ("LEPC") has provided the county fiscal body with a Spending Plan, pursuant to Indiana Code 6-6-10-7(d), which requests appropriation of monies specifically for emergency response equipment.
- Whereas The _____ HAZMAT Team, as required by Indiana Code 6-6-10-7(b)(4), provides county-wide emergency planning response, and the response team members have current training levels which are consistent with the equipment which the grant will provide.

NOW, THEREFORE, the parties hereby agree as follows:

1. The _____ county LEPC, although it will retain direction and control over the equipment for purposes of assuring continuing compliance with Indiana Code 6-6-10-7(b)(4), recommends to the county fiscal body that the HAZMAT Team receives assistance in the form of a grant.
2. The _____ HAZMAT Team agrees to spend the monies granted to it in the manner specified by the _____ county LEPC Spending Plan, and further agrees to assume daily operational direction and control over the equipment, including inspection, maintenance and upkeep.
3. Upon the recommendation of the _____ county LEPC, as contained in the LEPC Spending Plan, The fiscal body of _____ county hereby grants to the _____ HAZMAT Team the following funds, to be utilized for the following purposes:

FUNDS

PURPOSE

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

4. The parties believe and represent to be the truth from their own knowledge that the _____ HAZMAT Team, as required by Indiana Code 6-6-10-7(b)(4), provides county-wide emergency planning response, and the response team members have current training levels with are consistent with the equipment which the grant will provide.

_____	_____
President, _____ county Fiscal Body	Date
_____	_____
Chair, _____ county LEPC	Date
_____	_____
Leader, _____ HAZMAT Team	Date